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PATENT
10191/2128

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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JAN 16 2004
PATENT & TRADEMARK OFFICE
U.S. DEPARTMENT OF COMMERCE
O P E N
RE Application of : Hammell et al.
Serial No. : 10/074,182
Filing Date : February 12, 2002
For : MTHOD AND DEVICE FOR DETECTING A SIGNAL
Examiner : To Be Assigned
Art Unit : Not Yet Known
Confirmation No. : 5002

Mail Stop Petitions
Commissioner for Patents
P. O. Box 1450
Alexandria, VA. 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on:

Date: January 14, 2004

Reg. No.
22,490

Signature: R. L. Mayer

Richard L. Mayer

42,194

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT
DUE TO PATENT OFFICE ERROR UNDER 37 C.F.R. 1.181(a)**

SIR:

Applicants hereby petition to have the Notice of Abandonment, dated January 8, 2004, received in the above-identified patent application withdrawn due to an error on the part of the Patent Office. The Notice of Abandonment indicates that Applicants failed to timely file a Response to the Notice To File Missing Parts mailed March 12, 2002.

In response to the Notice To File Missing Parts mailed March 12, 2002, applicants timely mailed a Response with the signed Declaration and Power of Attorney on May 13, 2002 (May 12, 2002 was a Sunday). Enclosed herewith are copies of the Response which has affixed thereto a signed Certificate of Mailing dated May 13, 2002 and the Declaration and Power of Attorney.

As this petition was necessitated by Patent Office error, no fee is believed to be required. However, if any fee is required, the Commissioner is authorized to charge Deposit Account No. 11-0600. A copy of this petition is enclosed for that purpose.

Respectfully submitted,

Dated: January 14, 2004 By:


Richard L. Mayer, Reg. No. 22,490

1/14/04
R.L.M.

KENYON & KENYON
One Broadway
New York, New York 10004
Telephone: (212) 425-7200
Facsimile: (212) 425-5288
Customer No. 26646

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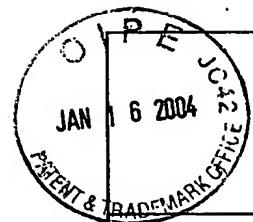
JAN 20 2004

Date 5/13/02

OFFICE OF PETITIONS

1051 - 130

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE



**RESPONSE TO NOTICE TO FILE
MISSING PARTS OF APPLICATION --
FILING DATE GRANTED**

Docket Number:

10191/2128

Application Number
10/074,182

Filing Date
February 12, 2002

Examiner
Not Yet Assigned

Art Unit
1745

Invention Title

**METHOD AND DEVICE FOR DETECTING A
SIGNAL**

Inventor(s)

HAMMEL et al.

Address to:
Assistant Commissioner for Patents
Washington D.C. 20231
Box Missing Parts

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231 on

Date: 5/13/02

Richard L. Mayer

Signature

To complete the filing requirements for the above-referenced application under 37 C.F.R. § 1.51, enclosed please find a signed Declaration and Power of Attorney. A copy of the Notice to File Missing Parts of Application mailed March 12, 2002 is also enclosed.

1. The Commissioner is hereby authorized to charge payment of the 37 C.F.R. § 1.16(e) surcharge fee of \$130.00 and any additional fees to the deposit account of Kenyon & Kenyon, deposit account number 11-0600.

2. A duplicate of this sheet is enclosed.

Dated: 5/13/02

By: Richard L. Mayer (Reg. No. 22,490)

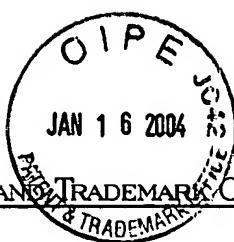
Richard L. Mayer

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DAE



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 United States Patent and Trademark Office
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APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/074,182	02/12/2002 RECEIVED	Christof Hammel	10191/2128

JAN 20 2004

26646
 KENYON & KENYON
 ONE BROADWAY
 NEW YORK, NY 10004

OFFICE OF PETITIONS

CONFIRMATION NO. 5002

ABANDONMENT/TERMINATION
LETTER

OC000000011650816

Date Mailed: 01/08/2004

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 03/12/2002.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

*A copy of this notice **MUST** be returned with the reply.*

L-Lee

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE